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Apollo Enterprise Solutions, Inc.

IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEW JERSEY

DEBT RESOLVE, INC.

Plaintiff,

v.

APOLLO ENTERPRISE SOLUTIONS, INC.

Defendant.

DEFENDANT'S NOTICE OF MOTION AND MOTION TO DISMISS FOR LACK OF PERSONAL JURISDICTION AND IMPROPER VENUE

[F.R.C.P. 12(b)(2) and 12(b)(3)]

Civil Action No. 07-103

DEFENDANT APOLLO ENTERPRISE SOLUTIONS, INC.'S MOTION TO DISMISS

Please take notice that on March 19, 2007, Defendant Apollo Enterprise Solutions, Inc. will move this Court, pursuant to Federal Rule of Civil Procedure 12(b)(2) and 12(b)(3), for an Order dismissing this action against it on the grounds that this Court lacks personal jurisdiction over Apollo and the District of New Jersey is an improper venue for this action.

In support of this motion, Defendant will rely upon: the accompanying Memorandum of Law and the accompanying Affidavits of Christopher Imrey and Jenniefer A. Trusso, upon the papers, records and pleadings on file herein.

Respectfully submitted,

Dated: February 13, 2007

STRADLING YOCCA CARLSON & RAUTH Attorneys for Defendant Apollo Enterprise Solutions, Inc.

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